IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 242 OF 2006

M/s. HARISHREE ENTGERPRISES .. PETITIONERS

Versus

THE STATE OF MAHARASHTRA & ORS... RESPONDENTS

Mr. A.M. Saraogi for the petitioners

Ms. A.S. Pai, APP

Mr. Jayesh Bhat for Intervener

CORAM:-SMT. RANJANA DESAI &
ANOOP V. MOHTA, JJ.

DATED:-9/01/2007

P.C.

. We have heard Mr. Saraogi, learned counsel for the petitioners.

2. We find from the prayers that there is a challenge to the orders passed by the Designated Court dated 9/7/2002 passed in M.A. No. 450 of 2002 in C. R. No. 43 of 2002 directing the sealing of the properties i.e. seventeen flats situated in the building known as Vasundhara Co-op. Society, situated at Bangali Compound, Gokuldham, Goregaon (E) Mumbai, and also imposing restrictions

upon further development of the property bearing CTS No. 620 (part) situated at the same address.

3. In view of section 11 of the Maharashtra Protection of Interests of Depositors (In Financial Establishments) Act, 1999 ("MPID Act" for short) and the Rules thereunder, the present petition cannot be entertained.

4. The petitioner will be at liberty to adopt appropriate remedy, if the petitioner is so advised. Needless to say that, if any application for condonation of delay is made, the court seized of the matter will consider it in accordance with law.

5. The petition is dismissed.

6. All the three applications also stand dismissed.

JUDGE.

JUDGE.